

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

DONNA CURLING, ET AL.,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Civil Action File No.
	)	1:17-CV-02989-AT
BRAD RAFFENSPERGER, ET AL.,	)	
	)	
Defendants.	)	

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**FOX NEWS NETWORK’S MOTION FOR ORAL ARGUMENT**

Pursuant to Local Rule 7.1(E) and this Court’s Standing Order III(k), intervenor Fox News Network, LLC (“FNN”) requests oral argument on its pending Motion to Intervene for Limited Purposes [Doc. 1251]. FNN intends to file a timely reply in support of its Motion to Intervene but also believes oral argument will further assist the Court in resolving FNN’s motion for three reasons.

*First*, within a day of filing their opposition to FNN’s motion, the State Defendants fully abandoned their position that they could not “consent” to the release of Dr. Halderman’s report, arguing now that some version of Dr. Halderman’s report should be released. *Compare* State Defs.’ Resp. to Fox News Network LLC’s Mot. to Intervene [Doc. 1286] at 1 (“State Defendants cannot consent to disclosure of confidential information beyond that which is ‘legally

required.’’) *with* Tr. of Telephone Conf. Proceedings Before the Honorable Amy Totenberg January 27, 2022 [Doc. 1295] at 80–81 (discussing Secretary of State’s position that Dr. Halderman’s report should be released). In light of this change of position, a hearing would benefit all parties to clarify where the State defendants stand on the issue of disclosure. *Second*, oral argument would allow FNN to provide a more fulsome explanation as to why U.S. Dominion, Inc.’s claim that FNN can obtain Dr. Halderman’s report through other methods of discovery without first obtaining this Court’s permission under the protective order is incorrect. *See* Non-Party U.S. Dominion, Inc.’s Obj. to Fox News Networks, LLC’s Mot. to Intervene [Doc. 1285] at 2. *Finally*, granting a hearing on FNN’s motion would allow FNN to answer any questions the Court may have regarding steps FNN will take to ensure it will protect Dr. Halderman’s report consistent with the provisions of the protective order entered in this matter.

Accordingly, FNN respectfully requests that the Court grant FNN’s request for Oral Argument. A proposed order is attached hereto as Exhibit A.

This 2nd of February, 2022.

Respectfully submitted,

/s/ Charles E. Peeler

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**CERTIFICATE OF COMPLIANCE**

The undersigned hereby certifies that the foregoing document has been prepared in accordance with the font type and margin requirements of Local Rule 5.1 of the Northern District of Georgia, using a font type of Times New Roman and a point-size of 14.

*/s/ Charles E. Peeler*

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**CERTIFICATE OF SERVICE**

I hereby certify that on February 2, 2022 I electronically filed the forgoing *Motion for Oral Argument* with the CM/ECF system which will automatically send email notification of such filing to the attorneys of record.

/s/ Charles E. Peeler

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